



General Assembly

January Session, 2015

Amendment

LCO No. 9320



Offered by:

SEN. FASANO, 34th Dist.
SEN. WITKOS, 8th Dist.
SEN. KISSEL, 7th Dist.
SEN. BOUCHER, 26th Dist.
SEN. CHAPIN, 30th Dist.
SEN. FORMICA, 20th Dist.
SEN. FRANTZ, 36th Dist.
SEN. GUGLIELMO, 35th Dist.

SEN. HWANG, 28th Dist.
SEN. KANE, 32nd Dist.
SEN. KELLY, 21st Dist.
SEN. LINARES, 33rd Dist.
SEN. MARKLEY, 16th Dist.
SEN. MARTIN, 31st Dist.
SEN. MCLACHLAN, 24th Dist.

To: Subst. Senate Bill No. 650

File No. 754

Cal. No. 444

(As Amended)

"AN ACT CONCERNING TEMPORARY RESTRAINING ORDERS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 6-32 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2015*):

5 (a) Each state marshal shall receive each process directed to such
6 marshal when tendered, execute it promptly and make true return
7 thereof; and shall, without any fee, give receipts when demanded for
8 all civil process delivered to such marshal to be served, specifying the

9 names of the parties, the date of the writ, the time of delivery and the
10 sum or thing in demand. If any state marshal does not duly and
11 promptly execute and return any such process or makes a false or
12 illegal return thereof, such marshal shall be liable to pay double the
13 amount of all damages to the party aggrieved.

14 (b) A state marshal shall, as soon as possible, but not later than two
15 hours after the time that service is executed for a restraining order
16 issued pursuant to section 46b-15, as amended by this act, or a civil
17 protection order issued pursuant to section 46b-16a, as amended by
18 this act, input into the Judicial Branch's Internet-based service tracking
19 system the date, time and method of service. If prior to the date of the
20 scheduled hearing concerning the restraining order or civil protection
21 order, service has not been executed, a state marshal shall input into
22 the service tracking system that service was unsuccessful.

23 [(b)] (c) A civil [protective] protection order issued pursuant to
24 section 46b-16a, as amended by this act, constitutes civil process for
25 purposes of the powers and duties of a state marshal. The cost of
26 serving a civil [protective] protection order issued pursuant to section
27 46b-16a, as amended by this act, shall be paid by the Judicial Branch in
28 the same manner as the cost of serving a restraining order issued
29 pursuant to section 46b-15, as amended by this act, and fees and
30 expenses associated with the serving of a civil [protective] protection
31 order shall be calculated in accordance with subsection (a) of section
32 52-261.

33 Sec. 2. Subsection (j) of section 6-38b of the general statutes is
34 repealed and the following is substituted in lieu thereof (*Effective*
35 *October 1, 2015*):

36 (j) The commission [may] shall adopt [such] rules as it deems
37 necessary for conduct of its internal affairs, [and] including, but not
38 limited to, rules that provide for: (1) The provision of timely, consistent
39 and reliable access to a state marshal for persons applying for a
40 restraining order under section 46b-15, as amended by this act; (2) the

41 provision of services to persons with limited English proficiency; (3)
42 the provision of services to persons who are deaf or hearing impaired;
43 and (4) service of process that is a photographic copy, micrographic
44 copy or other electronic image of an original document that clearly and
45 accurately copies such original document. The commission shall adopt
46 regulations in accordance with the provisions of chapter 54 for the
47 application and investigation requirements for filling vacancies in the
48 position of state marshal.

49 Sec. 3. Section 46b-15 of the general statutes is repealed and the
50 following is substituted in lieu thereof (*Effective October 1, 2015*):

51 (a) Any family or household member, as defined in section 46b-38a,
52 who has been subjected to a continuous threat of present physical pain
53 or physical injury, stalking or a pattern of threatening, including, but
54 not limited to, a pattern of threatening, as described in section 53a-62,
55 by another family or household member may make an application to
56 the Superior Court for relief under this section.

57 (b) The application form shall allow the applicant, at the applicant's
58 option, to indicate whether the respondent holds a permit to carry a
59 pistol or revolver, an eligibility certificate for a pistol or revolver, a
60 long gun eligibility certificate or an ammunition certificate or possesses
61 one or more firearms or ammunition. The application form shall also
62 allow the applicant, at the applicant's option, to indicate whether the
63 respondent is employed in a position in which an essential
64 requirement of such position is the ability to carry a firearm during the
65 course of the respondent's employment. The application form shall
66 also allow the applicant, at the applicant's option, to state whether or
67 not he or she believes that the respondent poses a risk of imminent
68 personal injury to himself or herself or to other individuals. If the
69 application so states, and the applicant seeks that the respondent
70 transfer or surrender all firearms, then the court shall notify the law
71 enforcement agency for the town in which the respondent resides and
72 the office of the state's attorney for the judicial district in which the
73 application was filed to commence expedited proceedings pursuant to

74 section 29-38c, as amended by this act. Upon the commencement of a
75 proceeding under section 29-38c, as amended by this act, the office of
76 the Chief State's Attorney shall ensure that the applicant is made
77 aware of the opportunity to work with law enforcement agency
78 officials and the Office of Victim Services in securing the issuance of a
79 warrant under section 29-38c, as amended by this act. A representative
80 of the Office of Victim Services shall serve as a liaison to the applicant
81 and such representative and shall assist the applicant in all dealings
82 with the office of the Chief State's Attorney and the law enforcement
83 agency in securing the issuance of a warrant under section 29-38c, as
84 amended by this act. The application shall be accompanied by an
85 affidavit made under oath which includes a brief statement of the
86 conditions from which relief is sought. Upon receipt of the application
87 the court shall order that a hearing on the application be held not later
88 than fourteen days from the date of the order except that, if the
89 application indicates the respondent is employed in a position in
90 which an essential requirement of the position is the ability to carry a
91 firearm during the course of employment, the court may take this
92 circumstance into consideration in ordering a hearing on the
93 application as soon as practicable, but not later than fourteen days
94 from the date on which the application is filed. The court, in its
95 discretion, may make such orders as it deems appropriate for the
96 protection of the applicant and such dependent children or other
97 persons as the court sees fit. In making such orders, the court, in its
98 discretion, may consider relevant court records if the records are
99 available to the public from a clerk of the Superior Court or on the
100 Judicial Branch's Internet web site. Such orders may include temporary
101 child custody or visitation rights, and such relief may include, but is
102 not limited to, an order enjoining the respondent from (1) imposing
103 any restraint upon the person or liberty of the applicant; (2)
104 threatening, harassing, assaulting, molesting, sexually assaulting or
105 attacking the applicant; or (3) entering the family dwelling or the
106 dwelling of the applicant. Such order may include provisions
107 necessary to protect any animal owned or kept by the applicant
108 including, but not limited to, an order enjoining the respondent from

109 injuring or threatening to injure such animal. If an applicant alleges an
110 immediate and present physical danger to the applicant, the court may
111 issue an ex parte order granting such relief as it deems appropriate. If a
112 postponement of a hearing on the application is requested by either
113 party and granted, the ex parte order shall not be continued except
114 upon agreement of the parties or by order of the court for good cause
115 shown. If a hearing on the application is scheduled or an ex parte order
116 is granted and the court is closed on the scheduled hearing date, the
117 hearing shall be held on the next day the court is open and any such ex
118 parte order shall remain in effect until the date of such hearing.

119 (c) If the court issues an ex parte order pursuant to subsection (b) of
120 this section and service has not been made on the respondent in
121 accordance with subsection (h) of this section, upon request of the
122 applicant, the court shall, based on the information contained in the
123 original application, extend any ex parte order for an additional period
124 not to exceed fourteen days from the originally scheduled hearing
125 date. The clerk shall prepare a new order of hearing and notice
126 containing the new hearing date, which shall be served upon the
127 respondent in accordance with the provisions of subsection (h) of this
128 section.

129 [(c)] (d) Any ex parte restraining order entered under subsection (b)
130 of this section in which the applicant and respondent are spouses, or
131 persons who have a dependent child or children in common and who
132 live together, may include, if no order exists, and if necessary to
133 maintain the safety and basic needs of the applicant or the dependent
134 child or children in common of the applicant and respondent, in
135 addition to any orders authorized under subsection (b) of this section,
136 any of the following: (1) An order prohibiting the respondent from (A)
137 taking any action that could result in the termination of any necessary
138 utility services or necessary services related to the family dwelling or
139 the dwelling of the applicant, (B) taking any action that could result in
140 the cancellation, change of coverage or change of beneficiary of any
141 health, automobile or homeowners insurance policy to the detriment

142 of the applicant or the dependent child or children in common of the
143 applicant and respondent, or (C) transferring, encumbering, concealing
144 or disposing of specified property owned or leased by the applicant; or
145 (2) an order providing the applicant with temporary possession of an
146 automobile, checkbook, documentation of health, automobile or
147 homeowners insurance, a document needed for purposes of proving
148 identity, a key or other necessary specified personal effects.

149 [(d)] (e) At the hearing on any application under this section, if the
150 court grants relief pursuant to subsection (b) of this section and the
151 applicant and respondent are spouses, or persons who have a
152 dependent child or children in common and who live together, and if
153 necessary to maintain the safety and basic needs of the applicant or the
154 dependent child or children in common of the applicant and
155 respondent, any orders entered by the court may include, in addition
156 to the orders authorized under subsection (b) of this section, any of the
157 following: (1) An order prohibiting the respondent from (A) taking any
158 action that could result in the termination of any necessary utility
159 services or services related to the family dwelling or the dwelling of
160 the applicant, (B) taking any action that could result in the cancellation,
161 change of coverage or change of beneficiary of any health, automobile
162 or homeowners insurance policy to the detriment of the applicant or
163 the dependent child or children in common of the applicant and
164 respondent, or (C) transferring, encumbering, concealing or disposing
165 of specified property owned or leased by the applicant; (2) an order
166 providing the applicant with temporary possession of an automobile,
167 checkbook, documentation of health, automobile or homeowners
168 insurance, a document needed for purposes of proving identity, a key
169 or other necessary specified personal effects; or (3) an order that the
170 respondent: (A) Make rent or mortgage payments on the family
171 dwelling or the dwelling of the applicant and the dependent child or
172 children in common of the applicant and respondent, (B) maintain
173 utility services or other necessary services related to the family
174 dwelling or the dwelling of the applicant and the dependent child or
175 children in common of the applicant and respondent, (C) maintain all

176 existing health, automobile or homeowners insurance coverage
177 without change in coverage or beneficiary designation, or (D) provide
178 financial support for the benefit of any dependent child or children in
179 common of the applicant and the respondent, provided the respondent
180 has a legal duty to support such child or children and the ability to
181 pay. The court shall not enter any order of financial support without
182 sufficient evidence as to the ability to pay, including, but not limited
183 to, financial affidavits. If at the hearing no order is entered under this
184 subsection or subsection [(c)] (d) of this section, no such order may be
185 entered thereafter pursuant to this section. Any order entered pursuant
186 to this subsection shall not be subject to modification and shall expire
187 one hundred twenty days after the date of issuance or upon issuance
188 of a superseding order, whichever occurs first. Any amounts not paid
189 or collected under this subsection or subsection [(c)] (d) of this section
190 may be preserved and collectible in an action for dissolution of
191 marriage, custody, paternity or support.

192 [(e)] (f) Every order of the court made in accordance with this
193 section shall contain the following language: (1) "This order may be
194 extended by the court beyond one year. In accordance with section
195 53a-107 of the Connecticut general statutes, entering or remaining in a
196 building or any other premises in violation of this order constitutes
197 criminal trespass in the first degree. This is a criminal offense
198 punishable by a term of imprisonment of not more than one year, a
199 fine of not more than two thousand dollars or both."; and (2) "In
200 accordance with section 53a-223b of the Connecticut general statutes,
201 any violation of subparagraph (A) or (B) of subdivision (2) of
202 subsection (a) of section 53a-223b constitutes criminal violation of a
203 restraining order which is punishable by a term of imprisonment of
204 not more than five years, a fine of not more than five thousand dollars,
205 or both. Additionally, any violation of subparagraph (C) or (D) of
206 subdivision (2) of subsection (a) of section 53a-223b constitutes
207 criminal violation of a restraining order which is punishable by a term
208 of imprisonment of not more than ten years, a fine of not more than ten
209 thousand dollars, or both."

210 ~~[(f)]~~ (g) No order of the court shall exceed one year, except that an
211 order may be extended by the court upon motion of the applicant for
212 such additional time as the court deems necessary. If the respondent
213 has not appeared upon the initial application, service of a motion to
214 extend an order may be made by first-class mail directed to the
215 respondent at the respondent's last-known address.

216 ~~[(g)]~~ (h) The applicant shall cause notice of the hearing pursuant to
217 subsection (b) of this section and a copy of the application and the
218 applicant's affidavit and of any ex parte order issued pursuant to
219 subsection (b) of this section to be served in hand on the respondent
220 not less than ~~[five]~~ three days before the hearing. The cost of such
221 service shall be paid for by the Judicial Branch. Upon the granting of
222 an ex parte order, the clerk of the court shall provide two copies of the
223 order to the applicant. Upon the granting of an order after notice and
224 hearing, the clerk of the court shall provide two copies of the order to
225 the applicant and a copy to the respondent. Every order of the court
226 made in accordance with this section after notice and hearing shall be
227 accompanied by a notification that is consistent with the full faith and
228 credit provisions set forth in 18 USC 2265(a), as amended from time to
229 time. Immediately after making service on the respondent, the proper
230 officer shall (1) send or cause to be sent, by facsimile or other means, a
231 copy of the application, or the information contained in such
232 application, stating the date and time the respondent was served, to
233 the law enforcement agency or agencies for the town in which the
234 applicant resides, the town in which the applicant is employed and the
235 town in which the respondent resides, and (2) as soon as possible, but
236 not later than two hours after the time that service is executed, input
237 into the Judicial Branch's Internet-based service tracking system the
238 date, time and method of service. If, prior to the date of the scheduled
239 hearing, service has not been executed, the proper officer shall input
240 into the service tracking system that service was unsuccessful. The
241 clerk of the court shall send, by facsimile or other means, a copy of any
242 ex parte order and of any order after notice and hearing, or the
243 information contained in any such order, to the law enforcement

244 agency or agencies for the town in which the applicant resides, the
245 town in which the applicant is employed and the town in which the
246 respondent resides, within forty-eight hours of the issuance of such
247 order, and immediately to the Commissioner of Emergency Services
248 and Public Protection and the office of the Chief State's Attorney if
249 proceedings have been commenced against the respondent pursuant to
250 section 29-38c, as amended by this act. If the victim is enrolled in a
251 public or private elementary or secondary school, including a technical
252 high school, or an institution of higher education, as defined in section
253 10a-55, the clerk of the court shall, upon the request of the victim, send,
254 by facsimile or other means, a copy of such ex parte order or of any
255 order after notice and hearing, or the information contained in any
256 such order, to such school or institution of higher education, the
257 president of any institution of higher education at which the victim is
258 enrolled and the special police force established pursuant to section
259 10a-156b, if any, at the institution of higher education at which the
260 victim is enrolled.

261 [(h)] (i) A caretaker who is providing shelter in his or her residence
262 to a person sixty years or older shall not be enjoined from the full use
263 and enjoyment of his or her home and property. The Superior Court
264 may make any other appropriate order under the provisions of this
265 section.

266 [(i)] (j) When a motion for contempt is filed for violation of a
267 restraining order, there shall be an expedited hearing. Such hearing
268 shall be held within five court days of service of the motion on the
269 respondent, provided service on the respondent is made not less than
270 twenty-four hours before the hearing. If the court finds the respondent
271 in contempt for violation of an order, the court may impose such
272 sanctions as the court deems appropriate.

273 [(j)] (k) An action under this section shall not preclude the applicant
274 from seeking any other civil or criminal relief.

275 (l) For purposes of this section, "police officer" means a state police

276 officer or a sworn member of a municipal police department, and "law
277 enforcement agency" means the Division of State Police within the
278 Department of Emergency Services and Public Protection or any
279 municipal police department.

280 Sec. 4. (NEW) (*Effective October 1, 2015*) In each superior court where
281 a restraining order issued under section 46b-15 of the general statutes,
282 as amended by this act, may be made returnable, the Chief Court
283 Administrator shall, where feasible, work to allocate space in such
284 court so as to permit a meeting between a person seeking service of the
285 notice of hearing and any order issued under section 46b-15 of the
286 general statutes, as amended by this act, and a state marshal.

287 Sec. 5. (NEW) (*Effective October 1, 2015*) (a) The Chief Court
288 Administrator shall revise and simplify the process for filing an
289 application for relief from abuse under section 46b-15 of the general
290 statutes, as amended by this act. The Chief Court Administrator shall
291 ensure that any person seeking to file an application for relief from
292 abuse is provided with a one-page, plain language explanation of how
293 to apply for relief from abuse under section 46b-15 of the general
294 statutes, as amended by this act.

295 (b) The Chief Court Administrator shall annually collect data on (1)
296 the number of restraining orders issued under section 46b-15 of the
297 general statutes, as amended by this act, and civil protection orders
298 issued under section 46b-16a of the general statutes, as amended by
299 this act; (2) the number of such orders that are not picked up by an
300 applicant from the office of the clerk at the court location which issued
301 the order; (3) the method of service of such orders in cases in which a
302 respondent is successfully served with the order; and (4) the number of
303 such orders issued that subsequently expire or are dismissed because
304 the respondent could not be served with the order.

305 Sec. 6. Section 29-36k of the general statutes is repealed and the
306 following is substituted in lieu thereof (*Effective October 1, 2015*):

307 (a) [Not later than two business days] Except as provided in
308 subsection (b) of this section, not later than two business days after the
309 occurrence of any event that makes a person ineligible to possess a
310 pistol or revolver or other firearm or ammunition, such person shall (1)
311 transfer in accordance with section 29-33 all pistols and revolvers
312 which such person then possesses to any person eligible to possess a
313 pistol or revolver and transfer in accordance with any applicable state
314 and federal laws all other firearms to any person eligible to possess
315 such other firearms by obtaining an authorization number for the sale
316 or transfer of the firearm from the Commissioner of Emergency
317 Services and Public Protection, and submit a sale or transfer of
318 firearms form to said commissioner within two business days, except
319 that a person subject to a restraining or protective order or a foreign
320 order of protection may only transfer a pistol, revolver or other firearm
321 or ammunition under this subdivision to a federally licensed firearms
322 dealer pursuant to the sale of the pistol, revolver or other firearm and
323 ammunition to the federally licensed firearms dealer, or (2) deliver or
324 surrender such pistols and revolvers and other firearms and
325 ammunition to the Commissioner of Emergency Services and Public
326 Protection, or (3) transfer such ammunition to any person eligible to
327 possess such ammunition. The commissioner shall exercise due care in
328 the receipt and holding of such pistols and revolvers and other
329 firearms or ammunition. For the purposes of this section, a "person
330 subject to a restraining or protective order or a foreign order of
331 protection" means a person who knows that such person is subject to
332 (A) a restraining or protective order of a court of this state that has
333 been issued against such person, after notice and an opportunity to be
334 heard has been provided to such person, in a case involving the use,
335 attempted use or threatened use of physical force against another
336 person, or (B) a foreign order of protection, as defined in section 46b-
337 15a, that has been issued against such person in a case involving the
338 use, attempted use or threatened use of physical force against another
339 person.

340 (b) Such person, or such person's legal representative, may, at any

341 time up to one year after such delivery or surrender, transfer such
342 pistols and revolvers in accordance with the provisions of section 29-33
343 to any person eligible to possess a pistol or revolver and transfer such
344 other firearms and ammunition, in accordance with any applicable
345 state and federal laws, to any person eligible to possess such other
346 firearms and ammunition, provided any person subject to a restraining
347 or protective order or a foreign order of protection, or such person's
348 legal representative, may only transfer such pistol, revolver or other
349 firearm or ammunition to a federally licensed firearms dealer pursuant
350 to the sale of the pistol, revolver or other firearm or ammunition to the
351 federally licensed firearms dealer. Upon notification in writing by the
352 transferee and such person, the Commissioner of Emergency Services
353 and Public Protection shall, within ten days, deliver such pistols and
354 revolvers [or] and other firearms [or] and ammunition to the
355 transferee. If, at the end of such year, such pistols and revolvers [or]
356 and other firearms [or] and ammunition have not been so transferred,
357 the commissioner shall cause them to be destroyed. Notwithstanding
358 the provisions of this subsection, if (1) such pistols and revolvers and
359 other firearms and ammunition were delivered or surrendered to the
360 commissioner or a law enforcement agency by a person who is subject
361 to a restraining or protective order or a foreign order of protection, and
362 (2) at the end of such year such person is unable to retake possession of
363 such pistols and revolvers and other firearms and ammunition because
364 of action taken by an issuing authority, and (3) such person has filed
365 an initial appeal with the Board of Firearms Permit Examiners to
366 contest the action taken by an issuing authority, the commissioner or
367 law enforcement agency shall not cause such pistols and revolvers and
368 other firearms and ammunition to be destroyed until such person has
369 exhausted his or her initial right to appeal under section 29-32b.

370 (c) Any person who fails to transfer, deliver or surrender any such
371 pistols and revolvers and other firearms [or] and ammunition as
372 provided in this section shall be subject to the penalty provided for in
373 section 53a-217 or 53a-217c.

374 Sec. 7. Subsection (d) of section 46b-16a of the general statutes is
375 repealed and the following is substituted in lieu thereof (*Effective*
376 *October 1, 2015*):

377 (d) The applicant shall cause notice of the hearing pursuant to
378 subsection (b) of this section and a copy of the application and the
379 applicant's affidavit and of any ex parte order issued pursuant to
380 subsection (b) of this section to be served by a proper officer on the
381 respondent not less than five days before the hearing. The cost of such
382 service shall be paid for by the Judicial Branch. Upon the granting of
383 an ex parte order, the clerk of the court shall provide two copies of the
384 order to the applicant. Upon the granting of an order after notice and
385 hearing, the clerk of the court shall provide two copies of the order to
386 the applicant and a copy to the respondent. Every order of the court
387 made in accordance with this section after notice and hearing shall be
388 accompanied by a notification that is consistent with the full faith and
389 credit provisions set forth in 18 USC 2265(a), as amended from time to
390 time. Immediately after making service on the respondent, the proper
391 officer shall send or cause to be sent, by facsimile or other means, a
392 copy of the application, or the information contained in such
393 application, stating the date and time the respondent was served, to
394 the law enforcement agency or agencies for the town in which the
395 applicant resides, the town in which the applicant is employed and the
396 town in which the respondent resides. The clerk of the court shall
397 send, by facsimile or other means, a copy of any ex parte order and of
398 any order after notice and hearing, or the information contained in any
399 such order, to the law enforcement agency or agencies for the town in
400 which the applicant resides, the town in which the applicant is
401 employed and the town in which the respondent resides, not later than
402 forty-eight hours after the issuance of such order, and immediately to
403 the Commissioner of Emergency Services and Public Protection. If the
404 applicant is enrolled in a public or private elementary or secondary
405 school, including a technical high school, or an institution of higher
406 education, as defined in section 10a-55, the clerk of the court shall,
407 upon the request of the applicant, send, by facsimile or other means, a

408 copy of such ex parte order or of any order after notice and hearing, or
409 the information contained in any such order, to such school or
410 institution of higher education, the president of any institution of
411 higher education at which the applicant is enrolled and the special
412 police force established pursuant to section 10a-142, if any, at the
413 institution of higher education at which the applicant is enrolled.

414 Sec. 8. Subsection (b) of section 29-38c of the general statutes is
415 repealed and the following is substituted in lieu thereof (*Effective*
416 *October 1, 2015*):

417 (b) A warrant may issue only on affidavit sworn to by the
418 complainant or complainants before the judge and establishing the
419 grounds for issuing the warrant, which affidavit shall be part of the
420 seizure file. In determining whether grounds for the application exist
421 or whether there is probable cause to believe they exist, the judge shall
422 consider: (1) Recent threats or acts of violence by such person directed
423 toward other persons; (2) recent threats or acts of violence by such
424 person directed toward himself or herself; [and] (3) recent acts of
425 cruelty to animals as provided in subsection (b) of section 53-247 by
426 such person; and (4) whether such person is subject to a restraining
427 order or a protective order or a foreign order of protection granted on
428 an ex parte basis or after notice and hearing. In evaluating whether
429 such recent threats or acts of violence constitute probable cause to
430 believe that such person poses a risk of imminent personal injury to
431 himself or herself or to others, the judge may consider other factors
432 including, but not limited to (A) the reckless use, display or
433 brandishing of a firearm by such person, (B) a history of the use,
434 attempted use or threatened use of physical force by such person
435 against other persons, (C) prior involuntary confinement of such
436 person in a hospital for persons with psychiatric disabilities, and (D)
437 the illegal use of controlled substances or abuse of alcohol by such
438 person. If the judge is satisfied that the grounds for the application
439 exist or that there is probable cause to believe that they exist, such
440 judge shall issue a warrant naming or describing the person, place or

441 thing to be searched. The warrant shall be directed to any police officer
 442 of a regularly organized police department or any state police officer.
 443 It shall state the grounds or probable cause for its issuance and it shall
 444 command the officer to search within a reasonable time the person,
 445 place or thing named for any and all firearms and ammunition. A copy
 446 of the warrant shall be given to the person named therein together
 447 with a notice informing the person that such person has the right to a
 448 hearing under this section and the right to be represented by counsel at
 449 such hearing.

450 Sec. 9. Subsection (b) of section 29-36n of the general statutes is
 451 repealed and the following is substituted in lieu thereof (*Effective*
 452 *October 1, 2015*):

453 (b) The Commissioner of Emergency Services and Public Protection,
 454 in conjunction with the Chief State's Attorney and the Connecticut
 455 Police Chiefs Association, shall update the protocol developed
 456 pursuant to subsection (a) of this section to reflect the provisions of
 457 sections 29-7h, 29-28, 29-28a, 29-29, 29-30, 29-32 and 29-35, subsections
 458 (b) and [(g)] (h) of section 46b-15, as amended by this act, subsections
 459 (c) and (d) of section 46b-38c and sections 53-202a, 53-202l, 53-202m
 460 and 53a-217 and shall include in such protocol specific instructions for
 461 the transfer, delivery or surrender of pistols and revolvers and other
 462 firearms and ammunition when the assistance of more than one law
 463 enforcement agency is necessary to effect the requirements of section
 464 29-36k, as amended by this act."

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2015</i>	6-32
Sec. 2	<i>October 1, 2015</i>	6-38b(j)
Sec. 3	<i>October 1, 2015</i>	46b-15
Sec. 4	<i>October 1, 2015</i>	New section
Sec. 5	<i>October 1, 2015</i>	New section
Sec. 6	<i>October 1, 2015</i>	29-36k
Sec. 7	<i>October 1, 2015</i>	46b-16a(d)

Sec. 8	<i>October 1, 2015</i>	29-38c(b)
Sec. 9	<i>October 1, 2015</i>	29-36n(b)